

AMENDED IN ASSEMBLY MARCH 22, 2006

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 1874

Introduced by Assembly Member Daucher
(Coauthors: Assembly Members Aghazarian, Harman, Shirley Horton, Houston, La Malfa, Leslie, Maze, Sharon Runner, Walters, and Wyland)

January 19, 2006

An act to add Article 8 (commencing with Section 41575) to Chapter 3.2 of Part 24 of the Education Code, relating to education finance.

LEGISLATIVE COUNSEL'S DIGEST

AB 1874, as amended, Daucher. Education finance: Categorical Education Block Grant Consolidation Program.

Existing law establishes various categorical education programs under which funding is provided for specific educational purposes. Existing law provides for various block grants to be composed of funding for specified existing categorical education programs.

This bill would establish the Categorical Education Block Grant Consolidation Program, to be administered by the Superintendent of Public Instruction pursuant to an application process established by the State Department of Education. The bill would require that a school participating in the program receive all of its state categorical education funding as one block grant, with no restrictions on the use of that funding, except as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Article 8 (commencing with Section 41575) is added to Chapter 3.2 of Part 24 of the Education Code, to read:

Article 8. The Categorical Education Block Grant
Consolidation Program

41575. (a) There is hereby established the Categorical Education Block Grant Consolidation Program, to be administered by the Superintendent, for the purpose of ~~achieving complete consolidation of all state categorical education block grants for participating schools.~~ *allowing a participating school to receive all of its state categorical education funding as one block grant, with no restrictions on the use of that funding, except as provided under Section 41577.*

(b) The department shall establish an application process pursuant to this article for schools that wish to participate in the program.

41576. As a prerequisite to participation in the program, a school shall not have a qualified or negative budget certification.

41577. A school participating in the program established pursuant to this article shall receive all of its state categorical education funding as one block grant, with no restrictions on the use of that funding, except that categorical funds for special education programs operated pursuant to Part 30 (commencing with Section 56000) shall be expended in the manner required under federal law for the special education categorical program.

41578. (a) Prior to participating in, and prior to expending any of the unrestricted categorical education funds pursuant to, the program established pursuant to this article, a school that wishes to participate in the program shall develop a plan, to be approved and adopted by the principal and by a majority vote of the certificated teachers of the school, that addresses the manner in which various categorical program goals will be achieved by the school with the unrestricted categorical education funds.

(b) The plan shall include all of the following:

(1) A description of the manner in which the goals of the categorical education block grants enacted by Chapter 871 of the

1 Statutes of 2004 will be achieved by participating in the program
2 established pursuant to this article.

3 (2) A description of the manner in which academically
4 low-achieving pupils will be served.

5 (3) A description of the manner in which English language
6 learners will be served.

7 (4) A description of the manner in which pupils in gifted and
8 talented education programs will be served, *including, but not*
9 *limited to, the information required under Section 52212.*

10 (5) A description of the manner in which special education
11 pupils will be served.

12 (c) Upon approval and adoption of the plan, as specified in
13 subdivision (a), the plan shall be submitted for approval to the
14 governing board of the school district. The governing board shall
15 hold a public hearing on the plan and shall provide notice of the
16 hearing to the parents of pupils who attend the school.

17 (d) Upon approval of the plan by the governing board, the
18 plan shall be submitted to the State Board of Education for
19 approval.

20 41579. (a) If the Academic Performance Index (API) score
21 of any school participating in the program established pursuant to
22 this article, or if the API score of any numerically significant
23 subgroup of pupils in any school that is participating in the
24 program established pursuant to this article, is in any two of three
25 consecutive years more than 20 points below the API score the
26 school received in the last school year before that school
27 participated in the program, the Superintendent shall notify the
28 governing board of the school district and the principal of the
29 school that the school's participation in the program is terminated
30 as of the end of the fiscal year of that school district. The
31 termination shall take effect pursuant to that notice.

32 (b) *For the purposes of this section, a "numerically significant*
33 *subgroup of pupils" shall include, but is not limited to, any pupil*
34 *or pupils participating in a program established under Chapter 8*
35 *(commencing with Section 52200) of Part 28.*